

<b>DOD: 12/21/2005</b>		<b>KAMLJIT K. ASHAT</b> , surviving spouse, was appointed as Administrator with full IAEA authority and without bond on 2/10/2009.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		At the time of the filing of the Petition for Probate the estate was estimated to be \$2,761,000.00.	1. Need Inventory and Appraisal, first account, petition for final distribution or current written status report pursuant to Local Rule 7.5 which states in all matter set for Status Hearing (unless inventory and appraisal <u>and</u> accounting or petition for final distribution has been filed) <b>verified Status Reports must be filed no later than ten (10) days before the hearing</b> and shall be served on all interested parties.
<b>Cont. from</b>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	The decedent died intestate survived by his spouse and three children, one of which is a minor.	
<input type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>	Inventory and appraisal was due July 2009.	
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>	First account or a petition for final distribution was due April of 2010.	
<input type="checkbox"/>	<b>Notice of Hrg</b>		
<input type="checkbox"/>	<b>Aff.Mail</b>	Notice of Status Hearing was mailed to attorney William Cowin on 12/19/2012.	
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
<input type="checkbox"/>			
			<b>Reviewed by: KT</b>
			<b>Reviewed on: 2/20/13</b>
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 1 - Ashat</b>

Atty Buettner, Michael M (for Administrator Owen R. Overton)  
 Atty Ramirez, Edward (for Surviving Spouse Ana Overton)

Probate Status Hearing Re Failure to File a First Account or Petition for Final  
 Distribution (Prob. C. 12200)

<b>DOD: 3/11/2010</b>		<b>OWEN R. OVERTON</b> was appointed Administrator without bond on 5/25/10 and Letters issued.	<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		I & A was filed on 12/22/11 showing the estate valued at \$510,000.00	1. Need proof of service of the <i>Notice of Hearing</i> along with a copy of the <i>Status Report</i> on: a. Wells Fargo Card Services (pursuant to their <i>Request for Special Notice</i> filed on 5/7/10)	
<b>Cont. from 041912, 101812</b>				
	<b>Aff.Sub.Wit.</b>	First Account or Petition for Final Distribution was due June 2011.	<b>For Attorney Ramirez:</b>  1. Ana Overton has not made an appearance in this action. She is now appearing and requesting relief from the court therefore a filing fee of \$435.00 is due.	
✓	<b>Verified</b>			
	<b>Inventory</b>	<b>Status Report filed on 2/14/13</b> states the estate has been delayed because of the difficulty of selling the apartment building which constitutes the primary asset of the estate. The market for small apartment buildings is still very challenging and there have been very few sales in the Clovis area. Administrator states they have dropped the listing price to \$575,000.00. They are currently negotiating what appears to be an all-cash offer of \$500,000.00. If this sale does not materialize, they will be dropping the listing price to \$550,000.00.  It will be necessary to sell the real property because there are multiple beneficiaries and they will not consent to joint ownership of the property.  All creditor's claims who have filed claims against the estate have been paid.		
	<b>PTC</b>			
	<b>Not.Cred.</b>			
✓	<b>Notice of Hrg</b>			
✓	<b>Aff.Mail</b>			W/
	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
	<b>Pers.Serv.</b>			
	<b>Conf. Screen</b>			
	<b>Letters</b>			
	<b>Duties/Supp</b>		<b>Reviewed by: KT</b> <b>Reviewed on: 12/20/13</b> <b>Updates: 2/21/13</b> <b>Recommendation:</b> <b>File 2 - Overton</b>	
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
	<b>9202</b>			
	<b>Order</b>			
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
	<b>FTB Notice</b>			

3 Joseph Robert McClintic (CONS/PE)  
 Atty Kruthers, Heather (for Public Guardian)  
 Atty Sanoian, Joanne (for Marlene Hubbell, daughter)  
 Atty Wright, Janet (Court appointed for Joseph Robert McClintic)  
 Atty Marshall, Jared (of Dowling Aaron Incorporated, for Colleen Pendergrass, daughter)

Case No. 10CEPR01130

Status Conference Re: Settlement Agreement

Age: 84		<p><b>COLLEEN PENDERGRASS</b> originally petitioned for the Public Guardian to become the Conservator of the Person and Estate, <b>MARLENE HUBBELL</b> objected.</p> <p><b>Stipulation and Order After Hearing filed 1-28-11</b> provided for the <b>PUBLIC GUARDIAN</b> to continue to serve as Temp Conservator of the Person and Estate, and addressed other issues between the parties.</p> <p><b>At hearing on 2-15-11 (hearing on permanent conservatorship petition)</b>, the parties agreed to keep the present stipulation in place, with amended visitation schedule, and the matter was continued to 4-6-11. On 4-6-11, the visitation order was again modified, and settlement conference and trial dates were set. Settlement conference 6-24-11, trial 8-23-11.</p> <p>On 5-17-11, the extended Temporary Letters were issued to the Public Guardian for temporary conservatorship of the person and estate, to expire 8-23-11. On 6-24-11, the settlement conference was continued to 7-26-11. On 7-26-11, temporary letters were extended to 9-20-11, and the settlement conference was continued to 9-9-11.</p> <p><b>Minute Order 9-6-11 states</b> settlement conference occurs, however, matter is not heard on the record.</p> <p><b>Stipulation to Bifurcate Trial filed 9-14-11</b> state trial will proceed on 9-20-11 on the issue of whether the Proposed Conservatee had the requisite mental capacity to validly execute the Advance Health Care Directives and Durable POA from Sept. 2009 to present as to whether or not the documents were procured by undue influence.</p> <p style="text-align: center;"><b><u>SEE ADDITIONAL PAGES</u></b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 2-20-13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 3 - McClintic</b></p>	

Trial Minutes 9-20-11 indicates the parties reached agreement, stated fully on the record, trial date is vacated, matter continued to 11-8-11 for settled case status hearing.

*Note: Per Status Report filed 11-4-11 by Attorney Janet Wright, the parties agreed to and read an extensive and detailed settlement agreement into the record on 9-21-11. It was later requested that Ms. Wright prepare and circulate a written agreement. Transcript attached. Supplemental Status Report filed 11-7-11 provides an unsigned copy of the agreement and requests continuance.*

Per Minute Order 11-8-11, Status Conference was set on 12-5-11, temp extended to 12-5-11. The Court indicates for the record that the Public Guardian is to remain as temp conservator until further order of the court or until the agreement is signed.

Minute Order 12-5-11 states MARLENE HUBBELL, under the advance health care directive and subject to a settlement agreement, will act as conservator of the person with medical powers and the Public Guardian will 'step back' but not have to come back to court to step back in. Since no objections are given, the Public Guardian will continue to act as conservator of the estate.

Public Guardian's First Account was settled on 1-23-13. Note: The account covers only an amount received from Mr. McClintic's spouse. No other assets have been inventoried or marshaled.

**Minute Order 1-23-13:** Ms. Kruthers informs the Court that the only reason for the Public Guardian to remain at this point is because of the settlement agreement. Matter set for status Conference on 2-22-13. Ms. Sanoian is directed to provide notice to Ms. Brungess.

Therefore, it appears that, pursuant to Minute Order 12-5-11, MARLENE HUBBELL is to serve as Conservator of the Person, subject to a settlement agreement that has not yet been finalized, and the PUBLIC GUARDIAN is to serve as Conservator of the Estate; however, no final Settlement Agreement has been filed, and no permanent Letters of Conservatorship of either the Person or Estate have issued.

Note: If permanent conservatorship is established, the Court may wish to set status hearing for the filing of an Inventory and Appraisal and the next account.

Note: If Marlene Hubbell is appointed as Conservator of the Person, the Court may require documentation originally required at petition, since Ms. Hubbell did not originally petition, such as the Confidential Conservator Screening Form, the Video Receipt, and the Duties of Conservator form, in order for Letters to issue.

Note: If there are any issues involving the trust, such issues must be addressed separately under appropriate code in a separate case.

**Probate Status Hearing Re: Failure to File a First Account or Petition for Final Distribution (Prob. C. 12200 et seq)**

<b>Age: 80 years</b>	<p><b>KATINA SAPIEN LOZANO PAULEY</b> was appointed as conservator of the person and estate with bond of \$60,000.00 on 10/28/11.</p> <p>Letters issued on 10/28/11.</p> <p>Inventory and appraisal was filed on 2/8/12 showing the estate valued at \$37,268.63</p> <p>Notice of Status Hearing filed on 10/31/12 was mailed to the attorney, Joanne Sanoian on 10/31/2011.</p> <p><b>Status Report filed on 12/11/12</b> states a draft of the first account is nearly completed and should be filed with this court within 45 days. <b>A continuance of 45 days is requested.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>Continued from 12/13/12.</p> <p>1. Need first account or current written status report pursuant to Local Rule 7.5 which states in all matter set for Status Hearing (unless accounting has been filed) <b>verified Status Reports must be filed no later than ten (10) days before the hearing</b> and shall be served on all interested parties.</p>
<b>Cont. from 121312</b>		
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
<p><b>Reviewed by: KT</b></p> <p><b>Reviewed on: 2/20/13</b></p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 4 - Lozano</b></p>		

**5 Cathleen Hawk (CONS/PE)**  
**Atty Sanoian, Joanne (for Carl Hawk – Conservator)**  
**Atty Rindlisbacher, Curtis D. (Court Appointed for Conservatee)**

**Case No. 11CEPR00850**

**Probate Status Hearing Re: Failure to File Inventory and Appraisal; Failure to File First Account**

<b>Age: 51</b>		<p><b>CARL HAWK</b>, husband, was appointed Conservator of the Person and Estate on 10/27/11.</p> <p><b>Letters of Conservatorship</b> were issued on 10/28/11.</p> <p><b>Inventory &amp; Appraisal was due in March 2012.</b></p> <p><b>The First Account was due in October 2012.</b></p> <p><b>Status Hearing Report filed 02/19/13 states:</b>  The conservatee's and conservator's assets are held as community property, over which the conservator has management and control. Conservatorship of the estate was established to receive a profit sharing distribution arising from the conservatee's previous employment at Simonian Packing Company. Before conservatorship of the estate was established, it was the conservator's understanding that the conservatee would be receiving a distribution. However, at this time, such distribution has not yet occurred. Currently, the Department of Labor is investigating Simonian Packing Company's problems with pensions and profit sharing plan. On 01/15/13, Department of Labor investigator Eric Tristan stated that he did not have an updated status on the investigation, but that an update will be made in 90 days. He stated that this is an extensive investigation involving a lot of parties. An Inventory &amp; Appraisal has not been filed because the conservator has not taken possession of any assets. Until the Department of Labor's investigation is completed, the conservatee will not receive any distributions. A continuance of 90 days is requested, by which time the conservator will have an update from the Department of Labor.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li><b>Need Inventory &amp; Appraisal.</b></li> <li><b>Need First Account and Report of Conservator.</b></li> </ol>
<b>Cont. from</b>			
<b>Aff.Sub.Wit.</b>			
<b>Verified</b>			
<b>Inventory</b>	x		
<b>PTC</b>			
<b>Not.Cred.</b>			
<b>Notice of Hrg</b>			
<b>Aff.Mail</b>			
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
<b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			

<b>Reviewed by:</b> JF
<b>Reviewed on:</b> 02/20/13
<b>Updates:</b>
<b>Recommendation:</b>
<b>File 5 - Hawk</b>

Status Hearing Re: Filing of the Inventory and Appraisal

Age:		<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b><u>OFF CALENDAR</u></b> <b>Inventory &amp; Appraisal filed</b> <b>10/22/12</b>
DOD:		
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF
		Reviewed on: 02/20/13
		Updates:
		Recommendation:
		File 6 - Flores





<b>DOD: 06/22/12</b>		<b>KAREN K. WILLIAMS</b> , daughter, was appointed Administrator with bond fixed at \$170,000.00 on 09/24/12.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>1. Need Inventory &amp; Appraisal.</b>  <b>Note to Judge:</b> Letters have not issued. There is a status hearing set for 03/08/13 re: Proof of Blocked Account and Filing of an Amended Petition for Limited Powers.
<b>Cont. from</b>		<b>Minute Order from 10/26/12 states:</b> Counsel advises the Court that the personal representative has been declined bond. The Court continues the matter to 11/16/12. Counsel is directed to file an amended petition with limited powers and a blocked account.	
<b>Aff.Sub.Wit.</b>			
<b>Verified</b>			
<b>Inventory</b>	x		
<b>PTC</b>			
<b>Not.Cred.</b>			
<b>Notice of Hrg</b>			
<b>Aff.Mail</b>			
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>		<b>Minute Order from 11/16/12 states:</b> No appearances. Matter continued to 12/07/12. If the bond is not filed by 12/07/12, Richard Hemb is ordered to be personally present on that date.	
<b>Conf. Screen</b>			
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
<b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>		<b>Minute Order from 12/07/12 states:</b> Mr. Hemb informs the court that he has lost contact with his client Ms. Williams. Order to show cause is ordered for Ms. Williams. Ms. Williams is ordered to personally appear at the next hearing on 01/18/13. Mr. Hemb may file a withdrawal of attorney and it can be heard on 01/18/13.	
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
		<b>Minute Order from 01/18/13 states:</b> Karen Williams informs the Court that the funds have not been placed in a blocked account and provided the court with contact information. <b>The matter was continued to 03/08/13 for filing of Proof of Blocked Account and Filing of Amended Petition Re: Limited Powers</b>	<b>Reviewed by:</b> JF <b>Reviewed on:</b> 02/20/13 <b>Updates:</b> <b>Recommendation:</b> <b>File 8 – Williams</b>

DOD: 04/15/10		NEEDS/PROBLEMS/COMMENTS:  <p style="text-align: center;"><b><u>OFF CALENDAR</u></b>  <b>Inventory &amp; Appraisal filed</b>  <b>02/14/13</b></p>
Cont. from		
<input type="checkbox"/>	Aff.Sub.Wit.	
<input type="checkbox"/>	Verified	
<input type="checkbox"/>	Inventory	
<input type="checkbox"/>	PTC	
<input type="checkbox"/>	Not.Cred.	
<input type="checkbox"/>	Notice of Hrg	
<input type="checkbox"/>	Aff.Mail	
<input type="checkbox"/>	Aff.Pub.	
<input type="checkbox"/>	Sp.Ntc.	
<input type="checkbox"/>	Pers.Serv.	
<input type="checkbox"/>	Conf. Screen	
<input type="checkbox"/>	Letters	
<input type="checkbox"/>	Duties/Supp	
<input type="checkbox"/>	Objections	
<input type="checkbox"/>	Video Receipt	
<input type="checkbox"/>	CI Report	
<input type="checkbox"/>	9202	
<input type="checkbox"/>	Order	
<input type="checkbox"/>	Aff. Posting	
<input type="checkbox"/>	Status Rpt	
<input type="checkbox"/>	UCCJEA	
<input type="checkbox"/>	Citation	
<input type="checkbox"/>	FTB Notice	
		Reviewed by: JF Reviewed on: 02/20/13 Updates: Recommendation: File 9 - Joseph

Atty Amador, Catherine A., of Pascuzzi, Moore &amp; Stoker (for Petitioner Valerie McMaster)

## Petition to Determine Assets of Decedent as Property of an Existing Trust [Prob. C. 17200]

DOD: 4/13/2009		VALERIE IRENE McMASTER, Successor Trustee, is Petitioner.	NEEDS/PROBLEMS/ COMMENTS:
		Petitioner states:	<b>Continued from 1/10/2013.</b> Minute Order states the Court notes for the minute order that Megan O'Brien is personally present. Matter is continued to 2/22/2013. The Court directs counsel to submit a declaration indicating that all the beneficiaries have been given notice. Additionally, counsel is directed to submit an order with the legal descriptions and addresses consistent with Schedule A.
		<ul style="list-style-type: none"> <li>On 7/3/2007, <b>PATRICK DELBERT O'BRIEN</b> executed an inter vivos Declaration of Trust dated 7/3/2007, naming himself as Trustee (copy attached as Exhibit A);</li> <li>Under the terms of the Trust, Patrick Delbert O'Brien, as Settlor, declared that he assigned, transferred and delivered to the Trustee the property described in Schedule A attached to the Trust, and as Trustee he agreed to accept, hold and administer such property in accordance with the terms of the Trust;</li> <li>After the Settlor's death, Petitioner became Trustee of the Trust;</li> <li>Prior to the Settlor's death, the Settlor failed to execute deeds to change the vesting of the real property and failed to transfer his interest in the assets described in Schedule A to the Trust to himself as Trustee of the Trust;</li> <li>On the date of the Settlor's death, he owned a 100% interest in the assets described in Schedule A;</li> <li>The intent to hold in trust the assets described in Schedule A is evidenced by the fact that the assets were described in Schedule A to the Trust document;</li> <li>Under the Trust terms, the assets are to be distributed to <b>VALERIE IRENE McMASTER (née O'Brien)</b> and <b>MEGAN KELLIE O'BRIEN</b> upon the death of the Trustor.</li> </ul>	
Cont. from 011013		<b>Memorandum of Points and Authorities in Support of Petition to Determine Assets of Decedent as Property of an Existing Trust</b> was filed 11/15/2012.	<b>Note:</b> Declaration of Catherine A. Amador Regarding Identification of Real Property Assets Listed on Trust Document was filed 1/18/2013, which addresses all issues raised at the last hearing.
Aff.Sub.Wit.		Petitioner prays for an order:	
✓ Verified		<ol style="list-style-type: none"> <li>Adjudging that the Trustor created a revocable inter vivos living trust under Declaration of Trust dated 7/3/2007; and</li> <li>That despite the current vesting of the assets described in Schedule A to the Trust, the Trustor intended that these assets be assets of the Trust and the assets are included as part of the Trust estate.</li> </ol>	<b>Reviewed by:</b> LEG
Inventory			<b>Reviewed on:</b> 2/21/13
PTC			<b>Updates:</b>
Not.Cred.			<b>Recommendation:</b>
✓ Notice of Hrg			<b>File 10 – O'Brien</b>
✓ Aff.Mail	W /		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Status Hearing Re: Filing of the Bond; Notice to CVRC Re: the Establishment of the Conservatorship and Appointment of Ian Kinsey

Age: 19		<p><b>IAN KINSEY</b>, brother, was appointed Conservator of the Estate with bond in the amount of \$15,000.00 on 01/29/13.</p> <p><b>Minute Order from hearing on 01/29/13</b> directed counsel to provide CVRC with notice of the establishment of the conservatorship and the appointment of Ian Kinsey and set this matter for status.</p> <p><b>Bond</b> was filed 02/06/13 and Letters of Conservatorship were issued on 02/08/13.</p> <p><b>Notice of Hearing filed 01/30/13</b> reflects that a copy of the Petition for Appointment of Conservator was mailed to CVRC and other interested parties on 01/29/13 advising of this hearing regarding the establishment of the Conservatorship.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
Cont. from			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		Reviewed by: JF	
		Reviewed on: 02/20/13	
		Updates:	
		Recommendation:	
		File 11 - Kinsey	

Probate Status Hearing Re: Filing of the First Account or Petition for Final Distribution

<b>DOD: 09/26/08</b>		<p><b>CHRIS JOHNSON</b>, son, was appointed Executor and Letters were issued on 10/21/10.</p> <p><b>Minute Order from hearing on 10/21/10</b> set this matter for status for filing the First Account or Petition for Final Distribution on 12/15/11.</p> <p><b>An Inventory &amp; Appraisal was filed 01/26/11.</b></p> <p><b>Clerk's Certificate of Mailing filed 05/29/12</b> states that Chris Johnson was mailed a copy of the 05/24/12 minute order and Order to Show Cause on 05/29/12.</p> <p><b>Clerk's Certificate of Mailing filed 07/27/12</b> states that Chris Johnson was mailed a copy of the 07/12/12 minute order and Order to Show Cause on 07/27/12.</p> <p><b>Minute Order from hearings on Order to Show Cause and Status re Filing of the Account on 08/09/12</b> state: Mr. Johnson informs the court that he is in the process of preparing the accounting <b>and continued the status hearing to 10/05/12.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u><b>CONTINUED FROM 01/11/13</b></u>  <b>Minute order from 01/11/12 states:</b>  <b>Mr. Johnson is directed to check with the Clerk's office regarding any fees owed and make the necessary arrangements for payment.</b></p> <p><b>As of 02/20/13, the petitioner has not filed any new documents.</b></p> <p>1. <b>Need First Account or Petition for Final Distribution.</b></p>	
Cont. from 121511, 020912, 052412, 071212, 080912, 100512, 111612, 011113				
Aff.Sub.Wit.				
Verified				
Inventory				
PTC				
Not.Cred.				
Notice of Hrg				
Aff.Mail				
Aff.Pub.				
Sp.Ntc.				
Pers.Serv.				
Conf. Screen				
Letters				
Duties/Supp				
Objections				
Video Receipt				
CI Report				
9202				
Order				
Aff. Posting				
Status Rpt				
UCCJEA				
Citation				
FTB Notice				
				Reviewed by: JF
				Reviewed on: 02/20/13
				Updates:
		Recommendation:		
		File 12 – Johnson		

Pro Per Mancilla, Magdalena (Pro Per Administrator)

## Status Hearing Re: Filing of the First Account or Petition for Final Distribution

DOD: 5/9/2011		<p><b>MAGDALENA MANCILLA</b>, daughter, was appointed Administrator with Full IAEA Authority without bond on 11/29/2011. <i>Letters</i> issued on that date.</p> <p><b>Final Inventory and Appraisal was filed 11/1/2011</b> showing an estate value of <b>\$140,000.00</b>, a portion of which consists of a pending personal injury lawsuit, with the other portion consisting of real property.</p> <p><b>Minute Order dated 11/29/2011</b> from the hearing on the petition for letters of administration set a status hearing on 1/24/2013 for the filing of the first account or petition for final distribution.</p> <p><b>Minute Order dated 1/24/2012</b> from the last hearing states: No appearances. Matter continued to 2/22/2013. The Court orders Magdalena Mancilla to be personally present on 2/22/2013.</p> <p><b>Clerk's Certificate of Mailing filed 2/1/2013</b> shows a copy of the <i>Minute Order</i> dated 1/24/2013 was mailed to Magdalena Mancilla on 2/1/2013.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Continued from 1/24/2013.</u></p> <p>1. Need first account, petition for final distribution, or current status report pursuant to Local Rule 7.5(B).</p>	
Cont. from 012413				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input type="checkbox"/>	Verified			
<input checked="" type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input type="checkbox"/>	Notice of Hrg			
<input type="checkbox"/>	Aff.Mail			
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			112911
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		<p><b>Reviewed by:</b> LEG</p> <p><b>Reviewed on:</b> 2/21/13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 13 - Anguiano</b></p>		

DOD: 04/27/12			JENNIFER R. MELTON, daughter, was appointed Administrator with Will Annexed with in the amount of \$35,276.00 on 09/25/12.		NEEDS/PROBLEMS/COMMENTS:	
					<p style="text-align: center;"><b><u>OFF CALENDAR</u></b> <b>Inventory &amp; Appraisal filed</b> <b>02/20/13</b></p>	
Cont. from			Bond was filed 11/13/12.			
	Aff.Sub.Wit.		Letters of Administration were issued on 11/13/12.			
	Verified					
	Inventory					
	PTC					
	Not.Cred.					
	Notice of Hrg					
	Aff.Mail					
	Aff.Pub.					
	Sp.Ntc.					
	Pers.Serv.					
	Conf. Screen					
	Letters					
	Duties/Supp					
	Objections					
	Video Receipt					
	CI Report					
	9202					
	Order					
	Aff. Posting					
	Status Rpt					
	UCCJEA					
	Citation					
	FTB Notice					

**Status Hearing Re: Filing of Receipt for Blocked Account**

<b>Age: 17</b>	<b>SONAE MARSHALL</b> , sister, was appointed Guardian of the Estate on 01/09/13.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	The Petition stated that the minor was to receive life insurance proceeds in the amount of \$102,000.00.	1. <b>Need Receipt and Acknowledgement of Order for the Deposit of Money into Blocked Account.</b>
<b>Cont. from</b>	<b>Order to Deposit Money into Blocked Account</b> was filed 01/09/13.	
<b>Aff.Sub.Wit.</b>	<b>Letters were issued on 01/16/13.</b>	
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 02/20/13
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 15 - Marshall</b>



**Petition to Compel Turnover of the Betty Ruth Cozby Trust Pursuant to Probate Code Section 16061.5 and for Damages and Attorney's Fees Pursuant to Probate Code Section 16061.9**

		<b>JANICE POTTER</b> is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Continued from 2/15/13. As of 2/20/13 the following issue remains:</b>  1. Need Order.
		<b>Petitioner states</b> she is an heir at law, and believes she is a beneficiary of the Betty Ruth Cozby Trust.	
		Betty Ruth Cozby died in April 2011.	
		Betty Cozby was unmarried and did not have children, and her parents and siblings predeceased her. Petitioner is a niece of Betty Cozby and heir at law under applicable Probate Code intestacy statutes.	
Cont. from 022912, 040412, 060412, 081312, 100412, 111512, 010413, 021513		Petitioner believes Betty Cozby's friend, Edward D. Reimer, is the named successor Trustee of the Betty Ruth Cozby Trust.	
	Aff.Sub.Wit.	Upon the death of Ruth Cozby the Trust became irrevocable. Petitioner states she requested orally, and then more formally, through counsel, a copy of the Trust. The formal request was made on 8/17/2011. No response has been received to the request.	
✓	Verified	Probate Code §16061.5 provides that a trustee has a duty to provide a true and complete copy of the terms of an irrevocable trust, or irrevocable portion of a trust, to any beneficiary who requests it, and to any heir of a deceased settlor who requests it.	
	Inventory	<b>Wherefore, Petitioner seeks relief as follows:</b>	
	PTC	1. For an Order compelling Edward D. Reimer to provide full and complete copies of the Betty Ruth Cozby trust, including any applicable schedules and amendments, if any;	
	Not.Cred.	2. For an Order compelling turnover of relevant information on the administration of assets of the Trust pursuant to Probate Code section 16061;	
✓	Notice of Hrg	3. That Edward D. Reimer be ordered to personally pay Petitioner's attorney's fees and costs in filing and prosecuting this petition.	
✓	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order	X	
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
<b>Statement of Assets Held in The Betty Cozby Living Trust filed by Edward D. Reimer and Ola May Langley on 6/4/12.</b>			<b>Reviewed by: KT</b> <b>Reviewed on: 2/20/13</b> <b>Updates:</b> <b>Recommendation:</b> <b>File 16A - Cozby</b>

**16B Betty Ruth Cozby Revocable (Trust)**  
**Atty Campbell, Robert N (for Petitioner Janice Potter)**  
**Atty Gilmore, David M. (for Edward D. Reimer and Ola Mae Langley)**

**Case No. 12CEPR00087**

**Status Re: Accounting**

		<p><b>JANICE POTTER</b> filed a Petition to Compel Turnover of the Betty Ruth Cozby Trust and for Damages and Attorney's Fees. The matter was heard on 4/4/12 and continued to 6/4/12.</p> <p>At the hearing on 6/4/12 the court set a status hearing for the filing of the accounting.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 2/15/2013. Minute Order states Mr. Gilmore advises the Court that the appraisal has been done but he accounting has not been filed. He further advises that he received a voicemail from Edward Reimer indicating that the accounting would be filed within the next day or two. The Court orders Edward Reimer to be personally present on 2/22/13. Mr. Gilmore is to have his client present at the next hearing.</b></p> <p>1. Need Accounting or current written status report pursuant to Local Rule 7.5 which states in all matter set for Status Hearing (unless accounting has been filed) <b>verified Status Reports must be filed no later than ten (10) days before the hearing</b> and shall be served on all interested parties.</p>
Cont. from 081312, 100412, 111512, 010413, 021513			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
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Aff.Pub.			
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Citation			
FTB Notice			
		Reviewed by: KT	
		Reviewed on: 2/20/13	
		Updates:	
		Recommendation:	
		File 16B – Cozby	

**16B**